

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Rebecca A. Wiseman, Associate Justice; Honorable Gene M. Gomes, Associate Justice; and Leisa V. Biggers, Clerk/Administrator, by Anthony Lauria, Senior Deputy Clerk.

F049646 People v. Miller & Reed

Cause called and argued by Victor Haltom, Esq., counsel for appellant Richard Miller and by Harry Zimmerman, Esq., counsel for appellant David Reed and by Lewis Martinez, Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

At this point Wiseman, J. leaves the bench and is replaced by Hill, J.

F052030 Souza et al. v. Del Monte Foods Company

Cause called and argued by William Seiler, Esq., counsel for appellant and by Dennis Fitzsimons, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Thursday, July 12, 2007 at 11:00 A.M.

F047971 In re Benjamin E., a Minor; April A. v. Nicholas E.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

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F051876 People v. Gonzales

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

Pursuant to rule 8.316(b)(2), California Rules of Court, it is further ordered that the remittitur issue forthwith.

F052480 People v. DaRosa

No brief having been filed by appellant after notice duly given under rule 8.220(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F052619 People v. Rodriguez

No brief having been filed by appellant after notice duly given under rule 8.220(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F050932 People v. Thomson

The conviction is affirmed, the judgment is modified to vacate the sentence, and the cause is remanded with directions to determine the appropriate disposition consistent with the negotiated plea agreement. Hill, J.

We concur: Gomes, Acting P.J.; Kane, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F051315 In Re Matthew R., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE
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F051315 **In Re Matthew R., a Minor**
The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F051434 **People v. Fierro**
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F051434 **People v. Fierro**
The cause is remanded with directions to the trial court to amend the abstract in accordance with this court's directions. The judgment is affirmed. The trial court is directed to prepare an amended abstract reflecting the corrections ordered by this court and to forward a certified copy of the abstract to the Department of Corrections and Rehabilitation.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F052533 **In re Graciela H., a Minor**
IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.